

The meeting was called to order by Chair Kolb at 2:45 p.m.

Present: Chair Walter Kolb, County Board Supervisors Pauline Jaske, James Jeskewitz, Scott Klein, Vera Stroud, Matt Thomas; **Absent:** Daniel Pavelko

Staff Present: County Board Chief of Staff Lee Esler, Legis. Associate Sandra Meisenheimer

Also Present: Parks and Land Use Director Dale Shaver, Land Resources Supervisor Mark Jenks, Planning & Zoning Mgr. Dick Mace, Parks System Mgr. Jim Kavemeier, Land Resources Mgr. Perry Lindquist, Mike Jones of USDA - Wildlife Services

Public Present: David Cass and Brian Cass of Town of Eagle

Approve Minutes of January 21, 2003

Motion: Jeskewitz moved, second by Jaske, to approve the minutes of 1/21/03. **Motion carried 5 -0.**

Read Correspondence

Kolb referred to the letter from Dick Mace to the Town of Eagle regarding the David Cass rezoning in Section 31.

Update on Wildlife Damage Program and Consider Wildlife Damage Claims for 2002

Jenks introduced Mike Jones of USDA - Wildlife Services. Jenks said the county has contracted with USDA Evers since the county got involved in the Wildlife Damage Program in 1999. Copies of the participant list and program claim summary for 2002 were distributed. There were eight people enrolled in the program for Waukesha County in 2002 as detailed in the handouts. The total appraised loss for 2002 was \$18,503.65 with a payable loss of \$16,033.65.

Motion: Jeskewitz moved, second by Jaske, to approve the payable total of \$16,033.65. **Motion carried 6 -0.**

Consider Proposed Ordinance: 157 -O-116 Amend the Text of the Town of Mukwonago Zoning Ordinance to Create Section 2.02(68A) and Repeal and Recreate Section 3.12(1)(B) of the Town of Mukwonago Zoning Ordinance as it Relates to "Rural Structures" (ZT -1471)

Mace stated that this is a text amendment for the Town of Mukwonago. It will allow the Town Board to decide in certain cases where certain requirements should be met. The whole point is to protect or preserve the rural character of the community.

Motion: Jask moved, second by Jeskewitz, to approve Proposed Ordinance 157 -O-116. **Motion carried 6 -0.**

Consider Proposed Ordinance: 157 -O-117 Amend the District Zoning Map of the Town of Eagle Zoning Ordinance by Rezoning Certain Lands Located in Part of the NW 1/4 of Section 34, T5N, R17E, Town of Eagle, from the A -P Agricultural Land Preservation District to the Residential Holding District (ZT -1470)

Mace stated this rezoning is located south of the Village of Eagle. Four lots for single-family homes, with minimum five-acre lot sizes, are being proposed. Mace stated this rezoning is not really something the department would promote as a normal land division. Staff has recommended approval because the proposal conforms with the Waukesha County Land Development Plan. However, a condition could be added saying that there should not be any further division of the rear

parcelsexceptforapublicstreet.Thepublichearingdate wasonNovember11,andtherewere someobjectionswithconcernsinregardtoadditionalwellsandpossiblefloodingtoadjacent propertiesduetothe topography.

Motion: Klein moved, second by Stroud, to refer Proposed Ordinance 157-O- 117 back to the Town of Eagle to incorporate the condition that if there is any further development of the land, it should be served by a public street, and also there should not be any building in the upland conservancy. **Motion carried 4 -2; Kolb and Thomas voting no.**

Consider Proposed Ordinance: 157 -O-119 Endorse the Receipt and Expenditure of Federal Grant for Mosquito Assessment and Control Related to the West Nile Virus and Other Mosquito-Borne Viruses that Cause Human Illness in the City of Waukesha

Shaver stated the county was notified last fall that the Department of Health and Family Services had received funds for the West Nile Virus and mosquito -borne assessment/control in the amount of \$9,761. The State decided that the money should go to populated areas with population of 60,000 or more so for Waukesha County that meant the City of Waukesha. Operating expenses of \$7,061 will be passed through to the City of Waukesha, and the county will retain the remainder to offset some of the costs of the West Nile Program, which include personnel expenses, mosquito traps and printing educational materials.

Motion: Thomas moved, second by Jeskewitz, to approve Proposed Ordinance 157 -O-119. **Motion carried 6 -0.**

Proposed Ordinance: 157 -O-124 Transfer Carryover Funds from 2002 Unexpended Appropriations to 2003 Budgeted Appropriations (For Information Only)

Shaver stated there are several projects that require funding to be carried over. The first is the Waste Reduction Program (\$10,000) - a consultant will be retained to help them analyze the cost benefit of deconstructing as opposed to demolishing and being able to recycle some of the brick and metals; Traffic Study for Compost Project (\$2,900) - traffic analysis is being done to determine the impact of additional traffic from the operations on CTH "C"; invoice has not been received yet; Engineering Services - Digital Images (\$5,000) - engineering services for conversion of old aerial photographs was delayed; DNR Practice Grants (\$39,000) - cost share grants for water quality projects that are on-going; Storm Water Database Development (\$13,000) - delayed due to a hydrological layer of streams being built; Web Material Imaging (\$10,000) - this project delayed until early 2003; Spill Containment Reports (\$16,000) - delayed while the process for choosing an environmental consultant is being reviewed; Building Improvements (\$19,000) - 2 park projects delayed due to weather, budget concerns and staff turnover; Signage Update Project (\$6,400) - delayed due to getting the main routing machine installed and operational; Fox River Park Equipment (\$19,400) - behind primarily due to construction delays.

Consider Proposed Ordinance: 157 -O-118 Approve Land Use Permit for an Easement to Construct, Operate and Maintain Above Ground Transmission Lines

Kavemeier stated the American Transmission Company LLC has an existing tower in Mukwonago that is in a deteriorated condition and additional land is needed to put in a single pole or replacement structure. A one-time fee of \$5,000 will be charged for the land use permit and will be accounted for in the Walter J. Tarmann Park Land Acquisition Fund.

Motion: Jaskemoved,secondbyJeskewitz,toapproveProposedOrdinance157 -O-118.**Motion carried6 -0.**

ConsiderProposedResolution:157 -R-012ResolutioninSupportofaNew3 -WayMining Agreement

Lindquistbeganbygivingbackgroundofwhathastranspiredthusfar.AboutayearagotheRFP processwascompletedonthecountypropertyintheTownofGeneseefortheminingactivityand toset upacompostingprojectforyardwasteformunicipalities.TheproposalfromJohnsonSand andGravelwasacceptedwhichwenttotheFinanceCommitteeinJuneof2002.Thepermitwas thenappliedforbuteventuallywithdrawnbecauseofdelaysintheprocess.However,nowthe permithasbeenreceivedforthecompostingproject.Lindquistreviewedanaerialphotographof thearea(Section6intheTownofGenesee).

Lindquiststatedtoproceedwiththeprojectsomeworkingagreementsneedtobere -draftedand that'swheretheresolutioncomesin.Hewentontoexplaintheresolutionindetail,which authorizestheParksandLandUseDepartmenttonegotiatea3 -wayminingagreementwith JohnsonSandandGravelandWolfConstruction.Theprimarypurposebehindtheagreementisto allowtheminingofahilledportionofWolfandcounty -ownedpropertiesandrelatedremediation ofacountylandfillintheTownofGenesee.Thiswillallowforaneventualbusinessparkroadspur accesstothecounty -ownedparcel,whichisexpectedtoleadtotheeventualdevelopmentofthe parcel.Lindquistreviewedthenineprovisionsoftheagreementasoutlinedintheordinance.The costsassociatedwithmining,installationofthemonitoringwell,monitoringgroundwaterand reclaimingthecountyproperty,andtheincludedportionsoftheWolfproperty,willbethe responsibilityofJohnsonSandandGravelwiththeexceptionofhazardouswaste.Ifhazardous wasteisfound,althoughnotexpected,disposalcostswillbethe fiscalresponsibilityofthecounty. Itisanticipatedthatthisprojectwillberevenueandexpenditureneutraltothecountysono additionaltaxlevyisexpected.

Kolbaskedwhereisthewatertable?Lindquiststatedthewatertableisbasically atthesurface wherethewetlandisandatthesurfacewherethedetentionbasinis.Itisapproximately30 -40feet loweratoneendandinbetweenitfluctuatesquiteabit.It'sreallyallovertheboard.Lindquist saidtherereallyisn'tabetterway todothisthanwhatwasproposedin1994.

Motion: Thomasmoved,secondbyJeskewitz,toapproveProposedResolution157 -R-012.
Motioncarried6 -0.

Motiontoadjourn: Jeskewitzmoved,secondbyJaske,toadjournthemeetingat3:55p.m.
Motioncarried6 -0.

Respectfullysubmitted,

PaulineT.Jaske
Secretary

/sm